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# AMENDMENT TRANSMITTAL LETTER

Docket No.  
SPINE 3.0-455 CIP CONT VI

Application No.  
10/781,507-Conf. #2937

Filing Date  
February 18, 2004

Examiner  
J. L. Cumberledge

Art Unit  
3733

Applicant(s): Rafail Zubok, Michael W. Dudasik, and Joseph P. Errico

Invention: INSTRUMENTATION AND METHODS FOR USE IN IMPLANTING A CERVICAL DISC REPLACEMENT DEVICE

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	15	- 20 =	0	x 50.00	0.00
Independent Claims	2	- 3 =	0	x 210.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☒ Large Entity

☐ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

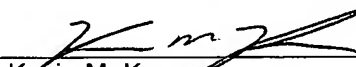
☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095  
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

  
Kevin M. Kocun  
Attorney/Agent Reg. No.: 54,230

Dated: April 7, 2008

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP  
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Signature: 

(Kevin M. Kocun)

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Dated: April 7, 2008

Signature:

(Kevin M. Kocun)

Docket No.: SPINE 3.0-455 CIP CONT VI  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Zubok et al.

Application No.: 10/781,507

Filed: February 18, 2004

For: INSTRUMENTATION AND METHODS FOR  
USE IN IMPLANTING A CERVICALDISC  
REPLACEMENTDEVICE

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: Group Art Unit: 3733  
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: Examiner: J. L.  
Cumberledge  
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MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Official Action mailed January 23, 2008, Applicants submit the following amendments and remarks.